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HOLMGREN JOHNSON MITCHELL MADDEN

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FILED IN  
5TH COURT OF APPEALS  
DALLAS, TEXAS  
12/17/2021 4:57:56 PM

LISA MATZ  
Clerk

December 17, 2021

*Via E-Filing*

Lisa Matz, Clerk of the Court  
Court of Appeals  
Fifth District of Texas at Dallas  
600 Commerce Street, Suite 200  
Dallas, Texas 75202

Re: Court of Appeals Number: 05-10-00176-CV ("This Case")  
Trial Court Number: DC06-07115-H  
*Stone Pine Investment Banking, LLC v. American Realty Trust, Inc.*

Dear Ms. Matz:

In response to your letter dated December 15, 2021, please be advised that the bankruptcy of Stone Pine Investment Banking, LLC, No. 10-37635HRT, remains pending at this time in the United States Bankruptcy Court for the District of Colorado. That Court entered judgment in a related adversary proceeding, Civil Action No. 20-cv-1372-WJM (consolidated with Civil Action Nos. 20-cv-1395-WJM, 20-cv-1723-WJM, and 20-cv-1724-WJM) in large part in favor of the Trustee, David E. Lewis, as Chapter 7 Trustee for Stone Pine Investment Banking, LLC on April 14, 2020. That judgment was appealed and cross-appealed to the United States District Court for the District of Colorado, which entered its Final Judgment affirming the judgment on November 18, 2021. The District Court's final judgment has been appealed earlier this month to the Tenth Circuit.

Accordingly, the appeal in This Case should be retained as abated on this Court's docket.

Very truly yours,

*/s/ Melissa Johnson*

Melissa Johnson

CC: all Counsel of record via e-filing

### Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Tania Flores on behalf of Mitchell Madden  
Bar No. 12789350  
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Envelope ID: 60151257  
Status as of 12/20/2021 7:38 AM CST

#### Case Contacts

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Associated Case Party: PaulBagley

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